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ARLENE BENIGNI

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ARLENE BENIGNI,  
Plaintiff,  
vs.  
NEW YORK LIFE INSURANCE  
COMPANY, and DOES 1 through 10,  
Defendants.

Case No. CV 08-3110 TEH

**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE CASE  
MANAGEMENT CONFERENCE AND  
MEDIATION DEADLINE**

CMC Date: January 12, 2009  
Room: Courtroom 12  
Time: 1:30 p.m.  
Judge: Thelton E. Henderson

Date of Filing: June 26, 2008

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1 IT IS HEREBY STIPULATED AND AGREED, by and between the parties in the above-  
 2 captioned matter, and by and between their undersigned counsel, as follows:

3 1. On Monday, October 27, 2008, a Case Management Conference was held in the  
 4 instant matter. The Court informed the parties that if they were unable to conduct mediation prior  
 5 to the next scheduled Case Management Conference on January 12, 2009, they should alert the  
 6 Court.

7 2. The parties have diligently made arrangements to select a mediation date which is  
 8 convenient for all parties. The parties' mediation is scheduled to occur on February 25, 2009.

9 3. Accordingly, the parties respectfully request that the Court extend the ninety (90)  
 10 day mediation deadline by an additional sixty (60) days and continue the Case Management  
 11 Conference to March 16, 2009.

12  
 13 Dated: December 31, 2008

MORGAN, LEWIS & BOCKIUS LLP

14  
 15 By [Signature]  
 16 Samantha R. Zinack

17 Attorneys for Defendant  
 18 NEW YORK LIFE INSURANCE  
 19 COMPANY

20  
 21 Dated: December 31, 2008

McCORMAC & ASSOCIATES

22  
 23 By [Signature]  
 24 Seth R. Merrick

25 Attorneys for Plaintiff  
 26 ARLENE BENICHI

27 ORDER

28 IT IS SO ORDERED:

Dated: ~~December~~ January 5, 2009

Honorable Thelton E.

